

STATE OF OKLAHOMA

2nd Session of the 43rd Legislature (1992)

COMMITTEE SUBSTITUTE
FOR ENGROSSED SENATE
BILL NO. 819

BY: ROZELL of the SENATE

and

ROACH of the HOUSE

COMMITTEE SUBSTITUTE

AN ACT RELATING TO TO STATE CONTRACTS; AMENDING 74

O.S. 1991, SECTION 85.42, WHICH RELATES TO
LIMITATIONS ON CONTRACTS WITH CERTAIN PERSONS;
REQUIRING ALL STATE CONTRACTS TO INCLUDE CERTAIN
AFFIDAVIT PRECLUDING CERTAIN STATE EMPLOYEES FROM
FULFILLING SUCH CONTRACTS; AND PROVIDING AN
EFFECTIVE DATE.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. AMENDATORY 74 O.S. 1991, Section 85.42, is amended to read as follows:

Section 85.42 A. Except as otherwise provided for in this section, any agency, whether or not such agency is subject to the Oklahoma Central Purchasing Act, Section 85.1 et seq. of this title, is prohibited from entering into a sole source contract or a contract for professional services with or for the services of any person, who has terminated his employment with or who has been terminated by that agency for one (1) year after the termination date of the employee from the agency. The provisions of this

subsection shall not prohibit an agency from hiring or rehiring such person as a state employee.

B. Each contract entered into by any person or firm with the State of Oklahoma shall include an affidavit certifying that no person who has been involved in any manner in the development of that contract while employed by the State of Oklahoma shall be employed to fulfill any of the services provided for under said contract. This subsection shall not preclude faculty and staff of the institutions within the State System of Higher Education from negotiating and participating in research grants and educational contracts.

C. As used in this section, person is defined as any state official or employee of a department, board, bureau, commission, agency, trusteeship, authority, council, committee, trust, school district, fair board, court, executive office, advisory group, task force, study group, supported in whole or in part by public funds or entrusted with the expenditure of public funds or administering or operating public property, and all committees, or subcommittees thereof, judges, justices, and state legislators.

~~C.~~ D. An agency may enter into a sole source contract or a contract for professional services at any time with a person who is a qualified interpreter for the deaf.

SECTION 2. This act shall become effective September 1, 1992.

43-2-9492

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